

A regular meeting of the City Council was held in the Council Chambers with Councilor Cruise presiding. The meeting was called to order at 8:03 pm with ten members being present. Councillor Barnes absent.

In City Council, November 14, 2016

Councillor Rodrigues asks for a moment of silence for Jorge Lobaton, who was a great Brocktonian and played a big role in the Spanish and School community.

518 Acceptance of the minutes of the October 24, 2016 City Council meeting.

Accepted and placed on file

APPOINTMENTS

519 Appointment of Mary Milligan as a Parking Clerk for the City of Brockton.

Referred to Finance

520 Reappointment of Daniel Campbell as a Constable in the City of Brockton for a term of three years.

Referred to Finance

521 Reappointment of Marylynn Peters Chu to the position of City Auditor for the City of Brockton for a three (3) year term ending December 2019.

Councillor Eaniri motioned to suspend rules and was properly seconded. The motioned carried by a hand vote. Confirmed by roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Barnes absent.

HEARINGS

Petition of Gary Thompson DBA ETA Automotive Repairs, for a Motor Vehicle Repair Mechanical License located at 287 North Montello St., Unit, Brockton, MA

Councillor Cruise motioned to postpone to end of meeting due to no petitioners being present at the time and was properly seconded. The motion carried by a hand vote.

Councillor Sullivan motioned to postpone to next Council Meeting. Motion carried by a hand vote.

Petition of Wain John, DBA M-Style Motorsports, for a Motor Vehicle Repair Mechanical License located at 287 North Montello St., Units 5 & 6, Brockton, MA

Wain John appeared in favor. No one was in opposition. Hearing held. Councillor Farwell motioned to send to Public Safety Committee and was properly seconded. The motion carried by a hand vote.

Petition of MAG RETAIL HOLDINGS-HND, LLC, Matthew McGovern, for a Motor Vehicle Repair Mechanical License located at 300 Manley St., Brockton, MA

Matthew McGovern appeared in favor. Councillor Farwell was also in favor. No one was in opposition. Councillor Eaniri motioned to grant license tonight confirming with Matthew McGovern only a name change is being done everything

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Hearings (Cont'd)

else with business is staying the same, and was properly seconded. Mr. McGovern answers yes. Councillor Eaniri was properly seconded. Granted by a hand vote.

Petition of MAG RETAIL HOLDINGS-HYN, LLC, Matthew McGovern, for a Motor Vehicle Repair Mechanical License located at 300 Manley St., Brockton, MA

Matthew McGovern appeared in favor. Councillor Farwell also in favor. Councillor Studenski questioned if there are any other operations and clarifying that it is indeed only a name change. Matthew McGovern answers yes. No one was in opposition. Hearing held. Councillor Eaniri motioned to grant license tonight and was properly seconded. The motion carried by a hand vote.

Councilor Eaniri Stepped down

Petition of Phong Tat and Derek Tat for a Garage License located at 772 North Main St. Brockton MA.

Phong Tat appeared in favor. No one was in opposition. Councillor Studenski questioned about address and if it was located in the same building as another existing garage license. Petitioner stated it was not in the same location. Hearing held. Councillor Farwell motioned to send to Public Safety Committee was properly seconded. Motion carried by a hand vote.

Petition of Phong Tat and Derek Tat, Champion Auto Glass for a Motor Vehicle Repair Mechanical License located at 772 North Main St., Brockton MA.

Phong Tat appeared in favor. No one was in opposition. Hearing held. Councillor Farwell motioned to send to Public Safety Committee and was properly seconded. The motion carried by a hand vote.

Councillor Sullivan speaking as chair of Public Safety announced the next Public Safety meeting will be held after the holidays.

REPORTS

522 Of the Public Safety Committee for its meeting of November 2, 2016.

Accepted and placed on file

Councillor Asack stepped down

523 Of the Finance Committee for its meeting of November 7, 2016.

Accepted and placed on file

COMMUNICATIONS

524 From the Mayor confirming the appointment of Mary Milligan as Parking Clerk for the City of Brockton. \

Accepted and placed on file

Councillor Stud stepped down

525 From the Mayor in accordance with the Revised Ordinances of the City of

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Communications (Cont'd)

Brockton Ch. 2, Section 2-186, appointing Megan Bridges to the position of Assistant City Solicitor- Part Time for a three year term, effective November 21, 2016.

Accepted and placed on file

- 526** From the City Solicitor requesting an additional appropriation of \$25,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Law

Department-Ordinary Maintenance-Services. (In order to fund the estimated costs of consultant to the Worker's Compensation Agent).

Councillor Eaniri stepped back in

Accepted and placed on file

- 527** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the appropriation of \$25,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Law Department-Ordinary Maintenance-Services. (In order to fund the estimated costs of consultant to the Worker's Compensation Agent).

Accepted and placed on file

- 528** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed appropriation of \$25,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Law Department-Ordinary Maintenance-Services.

Accepted and placed on file

- 529** From the Chief of the Police Department requesting an appropriation of \$350,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Police Personal Services Overtime (as a supplemental appropriation to the Police Department Overtime Account).

Accepted and placed on file

- 530** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the appropriation of \$350,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Police Personal Services Overtime. (To provide funding to restore the reduction of \$100,000 in Police Chief's overtime request made in the mayor's budget submission and to restore the reduction of \$250,000 from the mayor's recommendation made by the City Council for a total additional funding of \$350,000.

Accepted and placed on file

- 531** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed appropriation of \$350,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Police Personal Services Overtime.

Accepted and placed on file

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Communications (Cont'd)

- 532** From the Superintendent of Schools requesting a supplemental appropriation of \$367,000 to the School Department's FY2017 Non-Net School spending budget to meet the current needs of the system.
- Accepted and placed on file
- 533** From the Mayor in accordance with M.G.L. , Ch. 44, recommending that the City Council authorize the appropriation of \$367,000 from Non Net School Spending, in order to provide Additional funding for the transportation of School children for the fiscal year.
- Accepted and placed on file
- 534** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed appropriation of \$367,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Non Net School Spending.
- Accepted and placed on file
- 535** From the Chairman of the Board of Assessors requesting an appropriation of \$50,000 from Un-appropriated Estimated Receipts FY2017 of the General Fund to Assessor's Department Ordinary Maintenance-Services (in order to fund the costs of commercial appraisal services for 540 Westgate Drive and 235 North Pearl Street (Steward Good Samaritan Hospital). These studies are recommended by the DOR
- Accepted and placed on file
- 536** From the Mayor in accordance with M.G.L. , Ch. 44, recommending that the City Council authorize the appropriation of \$50,000 from Un-appropriated Estimated Receipts FY2017 of the General Fund to Assessor's Department Ordinary Maintenance-Services (in order to fund the costs of commercial appraisal services for 540 Westgate Drive and 235 North Pearl Street (Steward Good Samaritan Hospital). These studies are recommended by the DOR
- Accepted and placed on file
- 537** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed appropriation of \$50,000 from Un-appropriated Estimated Receipts FY2017 of the General Fund to Assessor's Department Ordinary Maintenance-Services.
- Accepted and placed on file
- 538** From the Executive Health Officer requesting acceptance and expenditure of a grant award in the amount of \$7,781.52 from Massachusetts Department of Public Health, Region #5-Massachusetts Association of Health Boards (MAHB) Grant to City of Brockton Board of Health-Massachusetts Association of Health Boards (MAHB) Grant Fund. (To build the level of volunteers and other activities for our area Medical Reserve Corp).
- Accepted and placed on file
- 539** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the acceptance and expenditure of a grant award in the amount of \$7,781.52 from Massachusetts Department of Public Health, Region #5-Massachusetts Association of Health Boards (MAHB) Grant to City of Brockton Board of Health-Massachusetts Association of Health Boards (MAHB) Grant

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Communications (Cont'd)

Fund. (to build the level of volunteers and other activities for our area Medical Reserve Corp).

Accepted and placed on file

- 540** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of a grant award in the amount of \$7,781.52 from Massachusetts Department of Public Health, Region #5-Massachusetts Association of Health Boards (MAHB) Grant to City of Brockton Board of Health-Massachusetts Association of Health Boards (MAHB) Grant Fund.

Accepted and placed on file

Councillor Studenski and Asack stepped back in

- 541** From the Chief Financial Officer requesting additional funding of \$20,000 that was not budgeted in the FY2017 budget, to hire a Financial Analyst and to fill the position of Budget Director and also authorization to hire the Budget Director at step II.

Accepted and placed on file

- 542** From the Mayor in accordance with M.G.L. , Ch. 44, recommending that the City Council authorize the appropriation of \$20,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Finance Department-Personal Services other than overtime. In order to provide funding for the additional position of Financial Analyst and to provide funding to hire for Budget Director at step II.

Accepted and placed on file

- 543** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed appropriation of \$20,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to Finance Department-Personal Services Other Than Overtime.

Accepted and placed on file

- 544** From the City Auditor requesting an appropriation or fund deficits to raise prior to setting the tax rate in the total amount of \$73,037.87, as follows;
- | | |
|----------------------------|-------------|
| FY2016 Court Judgements | \$62,904.30 |
| Roof Repair Fund 4309 | \$632.46 |
| FY2015 911 Grant Fund 3306 | \$3,381.43 |
| FY2013 911 Grant Fund 3278 | \$6,119.68 |

Accepted and placed on file

- 545** From the Mayor in accordance with M.G.L. Chapter 44 recommending that the City Council authorize the appropriation of \$73,037.87, as follows;
- | | |
|---|-------------|
| From: Un-appropriated Estimated Receipts of the General Fund for FY2017 | \$73,037.87 |
| To: FY2016 Court Judgements | \$62,904.30 |
| Roof Repair Fund 4309 | \$632.46 |
| FY2015 911 Grant Fund 3306 | \$3,381.43 |
| FY2013 911 Grant Fund 3278 | \$6,119.68 |
- (in order to eliminate various fund or appropriation deficits).

Accepted and placed on file

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Communications (Cont'd)

- 546** From the CFO in accordance with Sec. 5 of Ch. 324 of the Acts of 1990 certifying the proposed appropriation of \$73,037.87, from Un-appropriated Estimated Receipts of the General Fund for FY2017 to various funds and appropriation deficits.

Accepted and placed on file

- 547** From the Department of Public Works requesting \$2 million dollars to fund inspection of 7 miles of the parallel 24" transmission mains from Silver Lake Water Treatment Plant to Browns Crossing Pump Station as well as to rehabilitate the seven existing crossover locations along that same stretch . Both the I nspection and construction costs are eligible for low interest programs through the Massachusetts Department of Environmental Protection State Revolving Fund Program. These transmission main projects would ensure a more efficient, more stable, and safer water system for the City's residents and surrounding communities.

Accepted and placed on file

- 548** From the Mayor in accordance with M.G.L. Chapter 44 recommending that the City Council authorize the appropriation of \$2,000,000 using the language recommended by Attorney Richard Manley of Locke Lord, LLP, the City's bond counsel in order to provide funding through borrowing said amount to pay costs of inspecting and rehabilitating 7 miles of the parallel 24 inch transmission mains from Silver Lake Water Treatment Plant to the Browns Crossing Pump Station.

Accepted and placed on file

- 549** From the CFO in accordance with Sec. 5 of Ch. 324 of the Acts of 1990 certifying the proposed appropriation and loan order of \$2,000,000 for purposes of performing inspections and rehabilitation of the twin transmission mains from the Silver Lake Water Treatment Plant provided that the City Council adopt and the Mayor approve water rate increases in addition to those already scheduled by ordinance within the next six months. This is a conditional certification which must be placed on the front of the order if it is approved. Additionally, rate increases needed are two; one of 10% on July 1, 2017, which is essential, and one of 5% on July 1, 2019 which is recommended. These are in addition to three increases already scheduled for 10% on January 1, 2017, 10% on January 1, 2018 and 2.5% on January 1, 2019. The present water rates are inadequate to provide revenue sufficient to pay for the water system's operating and fixed costs at current service levels while also providing for capital project financing and reimbursing the General Fund for expenses it has borne on behalf of the water fund. These unpaid costs amount to nearly \$2,000,000.

Accepted and placed on file

- 550** From the Mayor in accordance with M.G.L. , Ch. 44, recommending that the City Council authorize the appropriation of \$102,000 from Un-Appropriated Estimated Receipts of the General Fund for FY2017 to Stabilization Fund. In order to make final appropriations prior to the setting of the FY2017 tax rate. This action, in combination with other budget actions adopted or recommended for adoption, would leave City with almost 3.2 Million in tax levy capacity allowed under proposition 2 ½ to remain un-appropriated.

Accepted and placed on file

- 551** From the CFO in accordance with Sec. 5 of Ch. 324 of the Acts of 1990 certifying the proposed appropriation of \$102,000 from Un-Appropriated Estimated Receipts of the General Fund FY2017 to Stabilization Fund. This action will

Communications (Cont'd)

leave nearly \$3.2 Million in tax levy capacity below the levy limit allowed under proposition 2 ½ to remain un-appropriated. Once the tax rate is set, this funding will be unavailable to the city until FY2018. The city already has been informed that its pension assessment will increase by about \$4.0 million from FY2017 to FY2018. It is his firm belief that the City's fiscal circumstance in FY2018 would be much more stable if this \$3.2 million were appropriated to the stabilization fund.

Accepted and placed on file

- 552** From the Mayor in accordance with M.G.L., Ch. 44, in addition to his request dated November 8 for an appropriation of \$102,000 to the Stabilization Fund, he recommends that the City Council authorize the further additional appropriation of \$635,000 from Un-Appropriated Estimated Receipts of the General Fund for FY2017 to Stabilization Fund. In order to more fully appropriate the annual allowable 2.5 % growth in the tax levy for this fiscal year as permitted under proposition 2 ½ . This action will still leave more than \$2.5 million under the levy limit un-appropriated.

Accepted and placed on file

- 553** From the CFO in accordance with Sec. 5 of Ch. 324 of the Acts of 1990 certifying the proposed appropriation of \$635,000, in addition to the \$102,000 separately requested on November 8, from Un-Appropriated Estimated Receipts of the General Fund FY2017 to Stabilization Fund. This action will still leave nearly \$2.5 Million in tax levy capacity below the levy limit allowed under proposition 2 ½ to remain un-appropriated once the tax rate is set. This funding will be unavailable to the city until FY2018. The city already has been informed that its pension assessment will increase by about \$4.0 million from FY2017 to FY2018. We know that cost of salaries, health insurance and other costs will also increase. It is his firm belief that the City's fiscal circumstance in FY2018 would be much more stable if this legal levy capacity of \$2.5 million were appropriated to the stabilization fund.

Accepted and placed on file

- 554** From the Building Department requesting an appropriation of \$50,000 for the rehabilitation of the elevator at City Hall.

Accepted and placed on file

- 555** From the Mayor in accordance with M.G.L. Ch.44 authorizing the appropriation of \$50,000 from Un-appropriated Estimated Receipts of the General Fund for FY 2017 to the Public Property Capital-Elevator Repair in order to provide funding in addition to the \$115,000 appropriated in the FY 2017 budget, as this added funding is necessary to perform the project as estimated.

Accepted and placed on file

- 556** From the CFO in accordance with Sec. 5 of Ch.324 of the Acts of 1990 certifying the proposed appropriation of \$50,000 from Un-appropriated Estimated Receipts of the General Fund for FY 2017 to the Public Property Capital-Elevator Repair.

Accepted and placed on file

- 557** From the Director of Planning and Economic Development submitting the proposed HDIP Tax Increment Exemption Agreement for the market rate housing development proposed for 47 Pleasant Street. The local exemption is one of two

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incentives for the development of market rate housing in Gateway Cities. The second incentive is State Tax Credits awarded by DHCD.

Accepted and placed on file

- 558** From the Mayor in accordance with M.G.L. Ch.44, recommending that the City Council authorize the approval of the proposed Housing Development Incentive Program (HDIP) Tax Increment Exemption Agreement (TIE), for 47 Pleasant St., between the City and 47 Pleasant St. Realty Trust. This proposed agreement is recommended by City Director of Planning and Economic Development Rob May would enable the development of 24 Market rate residential units. The exemption proposed is for 30% for the first 5 years, 25% for the next two, and 20% for the final year, in property taxes applied to the increment above face value.

Accepted and placed on file

- 559** From the CFO in accordance with Sec. 5 of Ch.324 of the Acts of 1990 certifying the proposed approval of the HDIP Tax Increment Exemption Agreement between the City and 47 Pleasant St. Realty Trust.

Accepted and placed on file

- 560** From the Fire Department requesting the re-establishment of a revolving account for Reimbursable Overtime. This overtime is reimbursed by the Department of Fire Services which generates a check that goes directly to the General Fund. The estimated total reimbursable overtime in a given fiscal year would be \$70,000 and a revolving account funded at that level should be sufficient.

Accepted and placed on file

- 561** From the Mayor in accordance with M.G.L. recommending the appropriation of \$70,000 from Un-appropriated Estimated Receipts of the General Fund for FY2017 to the Fire Department Personal Services-Overtime, in order to provide added funding for overtime such as Hazardous Material Team Response and Training, 911 Emergency Dispatch Training, and training for the Plymouth County Technical Response Team.

Accepted and placed on file

- 562** From the CFO in accordance with Sec. 5 of Ch.324 of the Acts of 1990 certifying the proposed appropriation of \$70,000 for Fire Department Overtime.

Accepted and placed on file

- 563** From the Director of Planning and Economic Development submitting the proposed HDIP Tax Increment Exemption Agreement for the market rate housing development proposed for 93 Centre Street. The local exemption is one of two incentives for the development of market rate housing in Gateway Cities. The second incentive is State Tax Credits awarded by DHCD.

Accepted and placed on file

- 564** From the Mayor in accordance with M.G.L. Ch.44, recommending that the City Council Housing Development Incentive Program (HDIP) Tax Increment Exemption Agreement (TIE) for the market rate housing development of 93 Centre Street, between the City and Youmar Realty Trust. Attached here to as Exhibit A. The local exemption is one of two incentives for the development of market rate housing in Gateway Cities. The second incentive is State Tax Credits awarded by DHCD. This would enable the development of 51 residential market

Communications (Cont'd)

rate units. The exemption proposed is for 20% for six years and 10% for an additional five years in taxes applied to the increment above the base value.

Accepted and placed on file

- 565** From the CFO in accordance with Sec. 5 of Ch.324 of the Acts of 1990 certifying the proposed approval of the HDIP Tax Increment Exemption Agreement between the City and Youmar Realty Trust for 93 Centre St.

Accepted and placed on file

UNFINISHED BUSINESS

Councillor Monahan motioned to take collectively items 55, 56, 57, 58 and was properly seconded by a hand vote. Councillor Sullivan stated the petitions should be done separately due to parking plans not being submitted. Councillor Monahan withdrew motion.

Petition of Yeuheni Mychko DBA Solid Auto Care Corp. for a Motor Vehicle Repair Mechanical License located at 967 Montello St., Unit A-B, Brockton, MA (FAVORABLE AS STIPULATED)

Petition of Bernard Joseph DBA J & B Auto Repair & Frame Works for a Motor Vehicle Repair Mechanical License located at 967 Montello St., Unit C & D, Brockton, MA. (FAVORABLE AS STIPULATED)

Petition of Ronald Homere DBA Bernado and Ron Auto Repair for a Motor Vehicle Repair Mechanical License located at 967 Montello St., Unit E, Brockton, MA. (FAVORABLE AS STIPULATED)

Petition of Rowland Okafor DBA Rowland Automotive for a Motor Vehicle Repair Mechanical License located at 967 Montello St., Unit F, Brockton, MA.
(FAVORABLE AS STIPULATED)

Councillor Sullivan motioned to postpone previous 4 items to next Council Meeting and was properly seconded. The motion carried by a hand vote.

Councillor Asack stepped down

Petition of Afro Rosa DBA A&J Auto Repair and Diagnostic for a Motor Vehicle Repair Mechanical License located at 955 Montello St., Unit 1, Brockton, MA.
(FAVORABLE AS STIPULATED)

Granted by a hand vote with the following stipulations:
Hours of operations-Monday- Saturday 9am-7pm, no overnight parking, and parking within designated parking areas (lined) only.

Petition of Joao DePina DBA Unique Collision for a Motor Vehicle Repair Mechanical License located at 189 Clinton St., Brockton, MA. (FAVORABLE AS STIPULATED)

Councillor Asack stepped back in

Granted by a hand vote with the following stipulations:
Hours of operation- Monday-Saturday 7am-7pm and parking limited to 30 cars.

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Unfinished Business (Cont'd)

Petition of Joao DePina DBA Unique Collision for a Motor Vehicle Repair Body License located at 189 Clinton St., Brockton, MA.
(FAVORABLE AS STIPULATED)

Granted by a hand vote with the following stipulations and fire objections:
Hours of operation-Monday-Saturday 7am-7pm, parking limited to 30 cars, and subjected to the license not being issued until the Fire Dept. has inspected and approved the equipment to allow for painting, priming or bonding.

Petition of Pires Brothers Auto Repair, Inc., 15 Poole Ave., Brockton, MA 02301, for a Motor Vehicle Repair Mechanical License located at 50 Meadowbrook Rd., Unit 2, Brockton, MA. (FAVORABLE AS STIPULATED)

Councillor Sullivan stated no parking plan was submitted. Motioned to postpone to next Council Meeting was properly seconded. No one was in opposition.
Granted by hand vote. Postponed to next Council Meeting.

Petition of George Ayoub DBA Abington Gas & Auto Sales, Inc. for a Motor Vehicle Repair Mechanical License located at 1100 North Montello St., Brockton, MA. (FAVORABLE AS STIPULATED)

Granted by a hand vote with the following stipulations:
Hours of operation- Monday-Saturday 8am-6pm

Petition of Rene Ramos DBA Quick & Clean AutoCare for a Motor Vehicle Repair Mechanical License located at 287 North Montello St., Unit 2, Brockton, MA. (FAVORABLE AS STIPULATED)

Granted by a hand vote with the following stipulations:
Hours of operation: Monday-Saturday 9am-7pm and Sundays 10am-5pm, no overnight storage of vehicles.

Petition of Guerreiro & Bota, Inc., Hobacio Bota, for a Garage License located at 50 Meadowbrook Rd., Unit 3, Brockton, MA.
(FAVORABLE AS STIPULATED)

Granted by a hand vote with the following stipulations:
Hours of operation-7am-7pm

Petition of Jorge Joao Fortes, Jr. DBA Classic Auto Repair for a Motor Vehicle Repair Mechanical License located at 50 Meadowbrook Rd., Unit 3, Brockton, MA. (FAVORABLE AS STIPULATED)

Councillor Sullivan stated no parking plan was submitted. Motioned to postpone to next Council Meeting was properly seconded. No one was in opposition.
Granted by hand vote. Postponed to next Council Meeting.

Petition of A & Fren Inc., Sunny Aroustamian, for a Motor Vehicle Repair Body License located at 640-644 Belmont St., Brockton, MA (FAVORABLE)

Granted by a hand vote with the following stipulations and fire objections:
Equipment must be properly installed for painting, priming and bonding.
license not being issued until the Fire Dept. has inspected and approved the equipment.

Renewal Petition of Gamestop, Inc. for a Second Hand Articles License at 715 Crescent Street. (FAVORABLE)

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Unfinished Business (Cont'd)

Granted by hand vote

Renewal Petition of Gamestop, Inc. for a Second Hand Articles License at 200 Westgate Drive. (FAVORABLE)

Granted by a hand vote

Petition of Romm Jewelers for a renewal of Second Hand Precious Metals and Gems License located at 1280 Belmont Street. (UNFAVORABLE)

Sullivan motioned to send back to Public Safety because of no appearance from petitioners and was properly seconded. No one was in opposition. Referred back to Public Safety.

Petition of Celia Insurance Agency to suspend an awning at 84 West Elm St. (FAVORABLE)

Granted by a hand vote.

- 513** Ordered: Acceptance and expenditure of a grant in the amount of \$40,500. From the Massachusetts Department of Environmental Protection- Recycling Dividend & Small-Scale Initiative Grant (RDP) To the City of Brockton Public Works Refuse Division-Recycling Dividend and Small-Scale Initiative Grant Fund. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Barnes being absent.

- 514** Ordered: Acceptance and expenditure of a grant in the amount of \$88,500 From Massachusetts Department of Environmental Protection-Massachusetts Electric Vehicle Incentive Program (MASS EVIP) Phase III Program To the City of Brockton Department of Public Works- Massachusetts Electric Vehicle Incentive (MASS EVIP) Phase III Program Grant Fund. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Barnes being absent.

- 515** Resolve: to invite Mr. George Durante, the Transformative Development Initiative (TDI) Fellow from Mass Development to discuss the first six months of his accomplishments in the three year project . (FAVORABLE)

Adopted by a hand vote

- 517** Resolved, that the Director of the Brockton Council on Aging and Member Richard Bath be invited to appear before a committee of this Council to discuss the possible expansion of the Council on Aging facilities. (FAVORABLE)

Adopted by a hand vote

- 325** Resolve: The Mayor or his designee, the Police Chief and Fire Chief or their designees, the Chairman of the License Commission or his designee, the Executive Director of the Board of Health, and the Superintendent of Buildings be invited to appear before a committee of the City Council to discuss ongoing code enforcement activities, available staffing, as well as specific objectives for the next fiscal year. (FAVORABLE)

Adopted by a hand vote

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ORDERS

- 566** Ordinance: An ordinance amending Chapter 19, Section 19-1, composition of the Brockton Police Department superior officers with respect to Sec.19-1(c) “Sergeants,” from twenty (20) sergeants to twenty-four (24) sergeants.

Referred to Ordinance

- 567** Ordinance: An Ordinance amending Chapter 2 of the Revised Ordinances, Section 11-211 is hereby amended by adding the following subsection: Section (d): There shall be 1 license issued for each two thousand (2000) population as recorded in the most recent federal census at the time of application for a license. No additional licenses shall be issued until the number of existing licenses corresponds to this provision.

Referred to Ordinance

- 568** Ordered: That the sum of \$2,000,000 is appropriated to pay costs of inspecting and rehabilitating 7 miles of the parallel 24 inch transmission mains from the Silver Lake Water Treatment Plant to the Browns Crossing Pump Station, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under the pursuant to Ch. 44 and/or Ch.29C of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Sec. 1 of Ch. 29C; that the Treasurer with approval of the Mayor is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust (the(“Trust”) established pursuant to Ch.29C and in connection therewith to enter into a financing agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; and that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection; to expend all funds available for the project and to take any other action necessary to carry out the project. Further Ordered: Any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this order in accordance with Ch. 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount. Further Ordered: That the City Treasurer is authorized to file an application with the Commonwealth of Massachusetts’ Municipal Finance Oversight Board to qualify under Chapter 44A of the General Laws any and all bonds or notes of the City authorized by this vote, and to provide such information and execute such documents as the Municipal Finance Oversight Board of the Commonwealth of Massachusetts may require.

Farwell requested that a representative from the Water Commission be invited to the Finance meeting. Referred to Finance

- 569** Appropriation of \$25,000
From: Un-appropriated Estimated Receipts of the General Fund for FY2017
To: Law Department-Ordinary Maintenance-Services.

Referred to Finance

- 570** Appropriation of \$350,000
From: Un-appropriated Estimated Receipts of the General Fund for FY2017
To: Police Personal Services Overtime.

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Orders (Cont'd)

Referred to Finance

- 571** Appropriation of \$367,000
From: Un-appropriated Estimated Receipts of the General Fund for FY2017
To: Non Net School Spending.

Referred to Finance

- 572** Appropriation of \$50,000
From: Un-appropriated Estimated Receipts FY2017 of the General Fund
To: Assessor's Department Ordinary Maintenance-Services

Referred to Finance

- 573** Appropriation of \$20,000
From: Un-appropriated Estimated Receipts of the General Fund for FY2017
To: Finance Department-Personal Services Other Than Overtime.

Referred to Finance

- 574** Appropriation of a grant award in the amount of \$7,781.52
From: Massachusetts Department of Public Health, Region #5-Massachusetts
Association of Health Boards (MAHB) Grant
To: City of Brockton Board of Health-Massachusetts Association of Health
Boards (MAHB) Grant Fund.

Referred to Finance

- 575** Appropriation of \$102,000
From: Un-appropriated Estimated Receipts of the General Fund for FY2017
To: Stabilization Fund

Referred to Finance

- 576** Appropriation of \$50,000
From: Un-appropriated Estimated Receipts of the General Fund for FY 2017
To: Public Property Capital-Elevator Repair

Referred to Finance

- 577** Appropriation of \$73,037.87
From: Un-appropriated Estimated Receipts of the General Fund for FY2017
\$73,037.87
To: FY2016 Court Judgments \$62,904.30
Roof Repair Fund 4309 \$632.46
FY2015 911 Grant Fund 3306 \$3,381.43
FY2013 911 Grant Fund 3278 \$6,119.68

Referred to Finance

- 578** Appropriation of \$635,000
From: Un-appropriated Estimated Receipts of the General Fund for FY2017
To: Stabilization Fund

Referred to Finance

- 579** Appropriation of \$70,000

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Orders (Cont'd)

From: Un-appropriated Estimated Receipts of the General Fund for FY2017
To: Fire Department Personal Services-Overtime,
In order to provide added funding for overtime such as Hazardous Material Team Response and Training, 911 Emergency Dispatch Training, and training for the Plymouth County Technical Response Team.
Referred to Finance

- 580** Resolve: That the City Council authorize the approval of the proposed Housing Development Incentive Program (HDIP) Tax Increment Exemption Agreement (TIE), for 93 Centre St., between the City and Youmar Realty Trust.

Referred to Finance

- 581** Resolve: The City Council of the City of Brockton respectfully requests the Honorable members of the city's legislative delegation to file and support legislation which would allow communities with an enrollment of ten thousand (10,000) students or more as reported in the prior calendar year, to be allowed to file a preliminary enrollment report on October 1st of each calendar year and then final enrollment data on March 1st of the following year, so as to assure the proper level of state aid for the support of the school district.

Referred to Finance

- 582** Resolve: That the City Council authorize the approval of the proposed Housing Development Incentive Program (HDIP) Tax Increment Exemption Agreement (TIE), for 47 Pleasant St., between the City and 47 Pleasant St. Realty Trust.

Referred to Finance

- 583** Resolve: To invite Sgt. Brenda Perez and the recently hired Crime Analyst, to present their findings and progress on the study that began in April 2016 for the city of Brockton. This presentation should include locations of high crime rates, communications with other law enforcement agencies, other programs that have come to fruition based on these findings and collaborations and future plans with the use of this data. The hope of this presentation is to provide the city council and the public with a better understanding of the process of preventing and lowering crime throughout the city and making for a safer community for residents and businesses alike.

Referred to Finance

- 584** Resolve: To invite Fire Chief to appear before a Committee of this Council to review this expenditure from the Fire Department Budget and to bring with him any and all documents related to such expenditure, including any supporting contract.

Referred to Finance

- 585** Resolve: That the City Auditor appear before a Committee of the City Council to review required auditing procedures and, that the City Auditor is authorized and directed to implement policies and procedures to account for proper recording of data, processing of payments, and expenditure of funds; further, that all departments, boards, and commissions are to adhere to the policies and procedures.

Referred to Finance

- 586** Resolve: That the Mayor be invited to appear before a Committee of this Council to review the expenditure for payment tuition and other fees for the Mayor at

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Orders (Cont'd)

Massasoit Community College from the City Budget and to bring with him any and all documents related to such expenditure, including any supporting authorization for such expenditure.

Referred to Finance

LATE FILE

Councillor Farwell motioned to accept a late file and act on it tonight and was properly seconded. The motion carried by a hand vote.

587 Appointment of Jamel Johnson as a Special Police Officer of the City of Brockton for a one year term ending November 2017.

Referred to Finance

Councillor Asack takes a moment of personal privilege to announce that the Brockton Police will be conducting free Self Defense classes for four weeks. Classes will be held on Monday's until Dec. 16, 2016 and the seconded set of classes will be held on Wednesdays starting January 4, 2016 6pm-10pm . 20 people per class. If interested contact Officer Fontes by cell 508-897-5281 or by email Efontes@Brocktonpolice.com.

Councillor Sullivan takes a moment of personal privilege to Thank Dave Farwell and everyone who came out to the Veterans Parade. Thanked all Veterans for their services.

Councillor President Timothy Cruise announced a Special Council Meeting that will be held in two weeks at 7:30pm.

Adjourned 8:53pm